HIGH COURT OF UTTARANCHAL AT NAINITAL

Bail Application No. 1146 of 2006

CRIMINAL SIDE

Pankaj Kumar Pargain s/o Narayan Dutt Pargain Village Bhadrakot, Patti Bhadrakot, Tehsil Dhari, District Nainital .....Accused/Applicants

Versus

State of Uttaranchal ..... Opposite Party

Case Crime No. 217 of 2006
Under Sections 18/20 N.D.P.S. Act
Police Station Mukteshwar, District Nainital

Dated: 21.12.2006

By the Court

Hon'ble Rajesh Tandon, J.

Heard Sri Lalit Sharma counsel for the applicant and the A.G.A. for the respondent.

The applicant has prays for bail in case Crime No. 217 of 2006, Under Sections 18/20 N.D.P.S. Act. P.S. Mukteshwar, District Nainital.

According to the prosecution case 350 grm. Charas was recovered from the accused applicant on 11.11.2006 by the Police of P.S. Mukteshwar.

The counsel for the applicant has submitted that compliance of the provisions of section 50 of N.D.P.S. Act has

not been made by the Police. Further the quantity of Charas recovered from the applicant is not a commercial quantity.

In view of the above, without expressing any thing on the merit of the case, I am of the opinion that it is a fit case for bail.

Let the applicant be released on bail on his executing a personal bond and furnishing two sureties each of the like amount to the satisfaction of the Magistrate concerned.

(Rajesh Tandon, J.)

Dated 21.12.2006
*Dhyani